

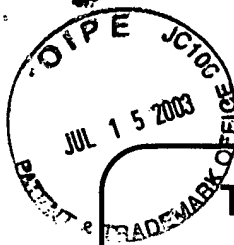
1614

PTO/SB/21 (05-03)

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Application Number	09/854,248
Filing Date	May 11, 2001
First Named Inventor	Michael Salgaller et al
Art Unit	1614
Examiner Name	Gerald R. Ewoldt
Attorney Docket Number	020093-000810US

Total Number of Pages in This Submission

3

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Response to Restriction Requirement <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard
Remarks The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Townsend and Townsend and Crew LLP	
	Brian W. Poor	Reg. No. 32,928
Signature		
Date	July 10, 2003	

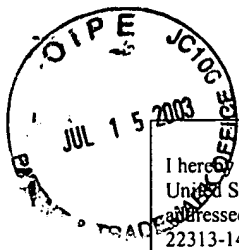
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Attorney Docket No. 20093-000810US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Michael Salgaller *et al.*

Application No.: 09/854,248

Filed: May 11, 2001

For: METHOD TO INCREASE CLASS
1 PRESENTATION OF
EXOGENOUS ANTIGENS BY
HUMAN DENDRITIC CELLS

Examiner: Gerald R. Ewoldt

Art Unit: 1644

**RESPONSE TO RESTRICTION
REQUIREMENT**

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement dated June 10, 2003, which set forth the following groups of claims:

- I. Claims 1-9, drawn to a composition comprising human dendritic cells (DCs), classified in Class 435, subclass 372.
- II. Claims 10-21, drawn to a method for producing a tumor cell inhibiting response comprising administering to a patient DCs, classified in Class 424, subclass 534.
- III. Claims 22-35, drawn to a method for producing a tumor growth inhibiting response comprising administering to a patient activated T cells, classified in Class 424, subclass 93.71.

Applicants elect to prosecute Group II, claims 10-21, with traverse. Applicants reserve the right to file a divisional or related application to the subject matter encompassed by any claim of a non-elected group. Further, the Examiner has requested election of a single

disclosed specific antigen for continued prosecution. The Examiner has suggested election of a specific antigen listed in dependent claim 6. Applicants elect peptide PSM-P1 (SEQ ID NO: 1), an antigenic peptide from the prostate antigen PSMA (prostate specific membrane antigen) recited in claims 5 and 14 (a claim of elected Group II) for continued prosecution. Further, Applicants note that upon an indication of allowability of a generic claim, a reasonable number of additional species will be considered and can also be claimed in the same application as provided by 37 C.F.R. § 141. Claims 10-13 and 16-21 are generic to the elected species. Claim 14 contains the elected species and claim 15 does not read on the elected species of peptide antigen PSM-P1.

Applicants believe all requirements for responding to the request for restriction have been addressed. If for any reason the Examiner feels that a telephone conference would expedite prosecution of the subject application, the Examiner is invited to telephone the undersigned at (206) 467-9600.

Respectfully submitted,

Dated: 10 July 2003

By: Brian W. Poor
Brian W. Poor
Reg. No. 32,928

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